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#13

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OFFICIAL 5/10/04

Attorney Docket No.: Verizon-7

Applicants: Craig REDING et al.

Serial No.: 09/828,679

Filing date: April 6, 2001

Title: **METHODS AND APPARATUS FOR OBTAINING AND  
DISTRIBUTING VOICE MAIL INFORAMTION**Examiner: **GERALD GAUTHIER**

Group Art Unit: 2645

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

**Interview Summary**

In accordance with Applicant's duty to provide a detailed summary of telephone interviews, applicants are submitting this Interview Summary which further documents the interview discussed in the February 27, 2004 Examiner interview summary (Paper No. 12).

This Interview Summary is being submitted following a Jan. 5 and Jan. 12, 2004 telephone interview in which Applicants' Representative Michael P. Straub (Reg. No. 36,941) requested reconsideration of the Examiner's decision not to enter the amendment submitted on November 19, 2003 in response to the final office action. During the Jan. 12, 2004 telephone interview the Examiner indicated that he would enter the amendment previously submitted on November 19, 2003 and issue a new office action.

## II. Interview Summary

This interview summary is presented in the format suggested by the Patent Office.

1. **Application Number:** 09/828,679
2. **Name of Applicant:** Craig REDING et al.
3. **Name of Examiner:** GERALD GAUTHIER
4. **Date of Interviews:** January 5 and 12, 2003
5. **Type of Interview:** Telephonic
6. **Name of Participants:**  
Examiner: GERALD GAUTHIER;  
Applicants' Rep: Michael P. Straub
7. **Exhibit(s) Shown:** None
8. **Claims discussed:** Claims 19 and 30
9. **Prior Art Discussed:**  
None
10. **Proposed Amendments discussed:**

Entry of the amendment previously submitted on Nov. 19, 2003 was discussed.

### **11. Discussion of General Thrust of the Principal Arguments**

During the Jan 5 and 12 telephone interviews, Applicant's representative, Michael P. Straub requested that the Examiner withdraw the finality of the previous office action and enter the amendment or indicate the allowability of claims 19-25 and 30-33. Applicants representative noted that the Examiner agreed in the previous telephone interview that the prior art rejections of independent claims 19 and 30 had been overcome based on Applicant's arguments without any need for amending these claims. Claim 19 was being amended to remove an extra period and claim 30 was amended to address a 35 U.S.C. § 112, second paragraph rejection raised by the Examiner. It was argued that Applicants had a right to amend claim 30 since it was in

response to an indefinites rejection raised by the Examiner in the final office action and that they could decline to make the amendment to claim 19 while still overcoming all the outstanding rejections. Applicant's representative also pointed out that Applicant could, as a matter of right, cancel the other claims leaving only claims 19-25 and 30-33 under consideration but that such an approach to force entry of the amendment would not be efficient in the long run unless the Examiner was ready to allow the claims.

Applicant's representative indicated that he was willing to cancel all the claims but for claims 19-25 and 30-33 if the Examiner was ready to allow those claims.

Applicant's representative also pointed out that if the Examiner issued a new non-final office action rather than allow the claims, assuming the Examiner required cancellation of claims to get the amendment entered, Applicant intended to add back any claims which they were forced to cancel to obtain entry of the amendment. Applicants' representative noted that an additional non-final office action followed by the re-introduction of claims which are currently in the application would, most likely, result in the need for yet another office action and that such prolonged prosecution would not be the most efficient way to proceed.

The Examiner, during the Jan. 5 interview indicated that he would try to do what additional searching he felt was required to make a decision with regard to claims 19 and 30 (and the claims which depended there from) and get back to Applicants' representative with a decision as to whether he would allow those claims in which case Applicants representative agreed to cancel the other claims.

On Jan. 12, 2003, Applicants' representative called the Examiner and reminded him of Applicants' position (e.g., willingness to cancel claims if it would place the application in condition for allowance or, alternatively, that the Examiner should enter the amendment) and that they were waiting for his decision with regard

to the allowability of claims 19 and 30. The Examiner indicated that he did not get to do the searching but agreed to enter the previously submitted amendment.

Applicants' representative thanked the Examiner for this reasonable outcome and for his time.

Respectfully submitted,

May 10, 2004

  
\_\_\_\_\_  
Joel Wall, Attorney  
Reg. No. 25,648  
Tel.: (972) 718-4800

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# FACSIMILE COVER SHEET

MAY 10 2004

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To: U.S. Patent and Trademark Office  
Examiner: Gerald Gauthier, Group Art Unit 2645

Facsimile No.: (703) 872-9306

Telephone No.: \_\_\_\_\_

From: Christian R. Andersen

Date: May 10, 2004

Number of Pages Including Cover: 7

MESSAGE: FORMAL SUBMISSION OF:

- 1.) Transmittal;
- 2.) Fee Transmittal; and
- 3.) Interview Summary

Attorney Docket No.: Verizon-7APP

Applicants: Craig L. REDING et al.

Serial No.: 09/828,679

Filing Date: April 6, 2001

Title: METHODS AND APPARATUS FOR OBTAINING AND DISTRIBUTING VOICE MAIL INFORMATION

Group Art Unit: 2645

Examiner: Gerald Gauthier

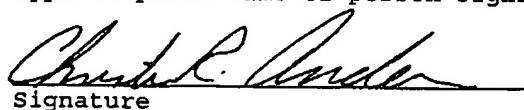
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Christian Andersen

Type or print name of person signing certification

  
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May 10, 2004  
Date

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Modified PTO/SB/21 (08-00)  
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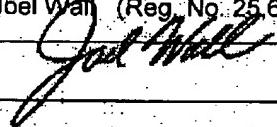
(to be used for all correspondence after initial filing)

		Application Number	09/828,679
		Filing Date	April 6, 2001
		First Named Inventor	Craig L. REDING
		Group Art Unit	2645
		Examiner Name	Gerald Gauthier
Total Number of Pages in This Submission		Attorney Docket Number	Verizon-7APP (01-1501)

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Postcard Receipt <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  Interview Summary
Remarks _____		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Joel Wall (Reg. No. 25,648)	
Signature		
Date	May 10, 2004	

### CERTIFICATE OF FACSIMILE

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Typed or printed name	Christian Andersen
Signature	
Date	May 10, 2004

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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 00.00)

## Complete if Known

Application Number	09/828,679
Filing Date	April 6, 2001
First Named Inventor	Craig L. REDING
Examiner Name	Gerald Gauthier
Art Unit	2645
Attorney Docket No.	Verizon-7APP (01-1501)

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None Deposit Account:

Deposit Account Number	07-2347
Deposit Account Name	Verizon Corporate Services Inc.

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) due in connection with the filing submitted herewith  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 85	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1264 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 185	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(c)	
1806 180	1806 180	Submission of Information Disclosure	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

SUBTOTAL (1) (\$ 00.00)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims Fee from below Fee Paid

Total Claims	-20** =	X	=
Independent Claims	- 3** =	X	=
Multiple Dependent			=

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 18	2202 9	Claims in excess of 20
1201 88	2201 43	Independent claims in excess of 3
1203 280	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	**Reissue independent claims over original patent
1205 18	2205 9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 00.00)

\*\*or number previously paid, if greater. For Reissues, see above

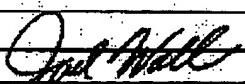
Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 00.00)

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Joel Wall	Registration No. (Attorney/Agent)	25,648	Telephone	(972) 718-4800
Signature				Date	May 10, 2004

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